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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA,) No. CR 10-00044 JF
14 Plaintiff,)
15 v.) STIPULATION AND {PROPOSED}
16 PETER C.Y. YE,) ORDER TO CONTINUE SENTENCING
17 Defendant.)

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19 On June 17, 2010, defendant Peter C.Y. Ye, and the United States Attorney's Office for
20 the Northern District of California entered into a written plea agreement. Mr. Ye agreed to
21 cooperate with the government, and his cooperation includes assisting the government in the
22 prosecution of the defendants in the related matter, *United States v. Terzakis, et al.*, CR 09-01212
23 JF (the *Terzakis* matter). Co-defendant Robert Estupinian also recently entered into a
24 cooperation plea agreement with the government in the *Terzakis* matter. Mr. Ye and Mr.
25 Estupinian are currently scheduled to be sentenced on June 9, 2011.

26 Jury trial in the *Terzakis* matter has been continued at the request of the defendant, Mr.
27 Terzakis, due to the substitution of new defense counsel. The next appearance in the *Terzakis*
28 matter is June 9, 2011 for trial setting or disposition.

Stipulation to Continue Sentencing
CR 10-00044 JF

In order for Mr. Ye to provide ongoing assistance in the *Terzakis* matter, and to allow the Court to consider additional information relevant to sentencing, the parties jointly stipulate and request that this Court continue the sentencing of Mr. Ye. The parties also jointly propose that the Court convert the June 9, 2011 appearance to a status appearance, with the expectation that the scheduling issues in the *Terzakis* matter will become clearer on that date.

Dated: May 18, 2011

Respectfully submitted,

MELINDA HAAG
United States Attorney

/s/
DANIEL R. KALEBA
Assistant United States Attorney

Dated: May 20, 2011

/s/
SHAWN R. PARR
Attorney for Peter Ye

Based on the above, and for good cause shown,

IT IS HEREBY ORDERED:

That the June 9, 2011 sentencing of Peter Ye is hereby continued. The parties are to appear before this Court on June 9, 2011 at 9:00 a.m. for further status on sentencing.

Dated: 6/8/11


HON. JEREMY FOGEL
United States District Judge